



Docket No. SPLX.P0095

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

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Mani Adeli

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Steven Teig, et al.

Serial No.: 10/066,188

Filing Date: 1/31/02

For: METHOD AND APPARATUS FOR
SPECIFYING ENCODED SUB-
NETWORKS

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JUN 09 2003

OFFICE OF PETITIONS

DECLARATION IN SUPPORT OF THE PETITION UNDER 37 CFR § 1.137

I, Mani Adeli, hereby declare:

1. I, am attorney for the Applicants in the above-identified patent application (hereafter referred to as "the Patent Application");
2. To comply with 35 U.S.C. §122 and 37 CFR 1.213, I previously submitted a Request to Rescind Previous Non-Publication Request (referred to below as the "original Request to Rescind"), within forty-five days of filing a PCT application claiming priority to patent applications (U.S. Apps 10/061,459, 10/062,017, 10/062,014, 10/062,044) related to the above-identified application and with the same exact specification as the above-mentioned application. *See* attached copy of the original Request to Rescind and of the postcard accompanying this Request.
3. The original Request to Rescind was the Patent Office form PTO/SB/36, version 11-00.

4. I recently reviewed Deputy Commissioner Kunin's "Reminder that Rescission of a Nonpublication Request is not Itself a Notice of Foreign Filing." *See* OG Notices: 06 May 2003. This reminder reminds applicants that a Rescission of a Nonpublication Request does not operate as a Notice of Foreign filing, and encourages applications to use Patent Office form PTO/SB/36, version April 2001 to rescind a Nonpublication Request as this form also contains a notice regarding foreign filing.
5. I have also recently reviewed a Notice Regarding Rescission of Nonpublication Request that the Applicants received for another application. This Notice identifies Patent Office form PTO/SB/36, version 10/01 as the proper form to use to rescind a nonpublication request and to provide notice of foreign filing.
6. As mentioned above, I submitted a previous version of the Patent Office form PTO/SB/36 (i.e., the 11-00 version).
7. I have realized that this previous version does not contain a notice of foreign filing and have enclosed a revised Request to Rescind, which contains the required notice of foreign filing.
8. As such, Applicants respectfully submit that the entire delay for failure to submit the modified Request to Rescind with the requisite notice of foreign filing was unintentional.

I hereby declare, under penalty of perjury of law (18 U.S.C. § 1001) that the above statements are true to the best of my knowledge.

By:


Mari Adeli